

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

LESLIE R. KIRKPATRICK, )  
                            )  
                            )  
Plaintiff                )  
                            )  
                            )  
vs.                       )                          No. CIV-04-1642-C  
                            )  
                            )  
JO ANNE B. BARNHART, )  
Commissioner, Social Security )  
Administration,             )  
                            )  
                            )  
Defendant                )

JUDGMENT

After careful consideration of the pleadings on file, the administrative record, and the Report and Recommendation of the United States Magistrate Judge, this Court is of the opinion that the final decision of the Defendant Commissioner is not based upon findings supported by substantial evidence, and must be reversed and remanded to the Social Security Administration for further administrative proceedings, as more fully explained in the Report and Recommendation of the Magistrate Judge.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the final decision of the Defendant Commissioner of the Social Security Administration be and the same is hereby reversed and remanded for further proceedings.

DATED this 10th day of November, 2005.



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ROBIN J. CAUTHRON  
United States District Judge